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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents
Washington, D.C. 20231

Atty. Dkt.: 1577-173

Date: February 28, 2002

Sir:

Attached for filing is the patent application of:

Inventor: CERUNDOLO

Entitled: OSTEOCHONDRAL TRANSPLANT TECHNIQUES

and including attachments as noted below:

☐ Newly executed Declaration, ☒ Copy of Declaration from prior application, ☒ Abstract

13 pages of specification and claims (including 17 numbered claims), and

11 sheets of accompanying drawing/s.

☐ Record the attached assignment and return to the undersigned.

☐ Attached is a Power of Attorney.

☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number

Country

Day/Month/Year Filed

, respectively, the entire content of which is hereby incorporated by reference in this application..

Certified copy(ies) of foreign application(s) is/are attached.

Certified copy(ies) filed on _____ in prior appln. no. _____ filed _____

Please amend the specification by inserting the following paragraph before the first line: - This application is a division of Application No. 09/571,363, filed May 15, 2000, the entire content of which is hereby incorporated by reference in this application.--

☒ The prior application is assigned to CRYOLIFE, INC..

☒ It is hereby requested that the Examiner consider the art cited in the parent application by applicant and/or the Examiner for the reasons stated therein. **A PTO-1449 is also attached listing the citations. Please initial, date and return a copy of the PTO-1449. Pursuant to Rule 98(d), copies of the listed citations have not been provided.**

☒ Applicant claims "small entity" status. ☐ "Small entity" statement attached.

☒ Please enter the below preliminary amendment prior to calculation of filing fee:

Cancel claims 1 through 12

FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY HEREWITH CANCELED

Basic Filing Fee				\$	740.00
Total effective claims	5	- 20 (at least 20) =	0	x \$ 18.00	\$ 0.00
Independent claims	1	- 3 (at least 3) =	0	x \$ 84.00	\$ 0.00
If any proper multiple dependent claims now added for first time, add \$280.00 (ignore improper)				\$	0.00
				SUBTOTAL	\$ 740.00
If "small entity," then enter half (1/2) of subtotal and subtract				-\$	0.00
				SECOND SUBTOTAL	\$ 740.00
Assignment Recording Fee (\$40.00)				\$	0.00
				TOTAL FEE ENCLOSED	\$ 740.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.

By Atty: Bryan H. Davidson Reg. No. 30,251

Signature: _____